

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

LESLEY MITCHELL)	Civil Action No. 05-80 ERIE
)	Judge Sean J. McLaughlin
Plaintiff)	
)	
v.)	ELECTRONICALLY FILED
)	
TOWNSHIP OF MILLCREEK AND MILLCREEK TOWNSHIP POLICE DEPARTMENT)	
)	
)	
Defendants)	

JOINT MOTION FOR QUALIFIED PROTECTIVE ORDER UNDER HIPAA

AND NOW, this 18th day of November, 2005, come Defendants, Township of Millcreek and Millcreek Township Police Department, and Plaintiff, Lesley Mitchell, by and through their attorneys, the undersigned, and file the following Motion:

1. Plaintiff has sought through discovery medical files of certain officers.
2. It is believed by Plaintiff that the contents of these files are relevant to the issues in the litigation.
3. Defendants are willing to provide this information to Plaintiff if a Qualified Protective Court Order under HIPAA is first obtained.
4. A Qualified Protective Court Order is a court order which prohibits the parties from using or disclosing the information obtained pursuant to the Order for any purpose other than for the litigation at issue and requires the return or destruction of the information at the end of the litigation.
5. On behalf of Plaintiff, Plaintiff's counsel hereby certifies that such medical files sought will not be used for any purpose other than the present litigation and that such information will be returned to Defendants upon completion of litigation.

Respectfully submitted,

KNOX McLAUGHLIN GORNALL &
SENNETT, P.C.

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